

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED
for Roanoke
MAR 15 2011
JULIA G. DUDLEY, CLERK
BY: *W. Hupp*
DEPUTY CLERK

TONY HAROLD MOORE,
Plaintiff,

) Civil Action No. 7:11-cv-00119
)
)

v.

) ORDER
)
)

SOUTHWEST VIRGINIA REGIONAL
JAIL AUTHORITY, et al.,
Defendants.

) By: Hon. Jackson L. Kiser
) Senior United States District Judge
)

In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that the March 14, 2011, opinion and order are **VACATED**; plaintiff is **GRANTED** leave to proceed in forma pauperis; the complaint is **DISMISSED without prejudice** for failing to state a claim upon which relief may be granted, pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii); and the action is **STRICKEN** from the active docket of the court. Plaintiff may refile his claims at the time of his choice.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 15th day of March, 2011.

Jackson L. Kiser
Senior United States District Judge